

Posted: January 9, 2018
4:00 PM
Donna Nickerson
REVISED: January 11, 2018
10:00 AM
Donna Nickerson
REVISED: January 11, 2018
2:30 PM
Donna Nickerson

BEFORE THE PUBLIC SERVICE COMMISSION

AGENDA

January 16, 2018

***THIS MEETING WILL NOT BE CONDUCTED BY VIDEOCONFERENCE.
THIS MEETING WILL BE VIDEO STREAMED LIVE AT 1:00 PM.***

I. Call Meeting to Order - **1:00 PM**, Dover

II. **Reading of the Meeting Minutes**

- [December 21, 2017](#)

III. **CONSENT AGENDA:**

1. IN THE MATTER OF THE APPLICATION OF TIME CLOCK SOLUTIONS, LLC FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE AS A RESELLER OF TELECOMMUNICATIONS SERVICES AND FOR APPROVAL OF AN INTRALATA TOLL DIALING PLAN (FILED NOVEMBER 3, 2017) - PSC DOCKET NO. 17-1133
-

Commission to consider:

- Application (PREVIOUSLY SENT)
- [Staff Memorandum](#)
- [Proposed Order No. 9165](#) granting Time Clock Solutions, LLC a CPCN to operate as a public utility and provide resold and facilities-based/UNE local exchange and intrastate long distance telecommunication services and toll dialing plan in the State of Delaware.

2. IN THE MATTER OF THE APPLICATION OF BIRCH COMMUNICATIONS, OF THE NORTHEAST INC. FOR CONSENT TO AN INTRACORPORATE REORGANIZATION AND NOTICE BY NETWORK BILLING SYSTEMS, LLC OF A PROPOSED CHANGE TO ITS OWNERSHIP AND INTENT TO PARTICIPATE IN NEW FINANCING ARRANGEMENTS (FILED DECEMBER 4, 2017) - PSC DOCKET NO. 17-1192
-

Commission to consider:

- [Application](#)
- [Letter of Clarification](#)
- [Staff Memorandum](#) recommending Commission take no action.

3. IN THE MATTER OF THE APPLICATION OF MAGICJACK VOCALTEC LTD. ("MJVT") AND B. RILEY FINANCIAL, INC. FOR INDIRECT CHANGE IN CONTROL OF MJVT AND ITS INDIRECT WHOLLY-OWNED SUBSIDIARY YMAX COMMUNICATIONS CORPORATION. (FILED DECEMBER 14, 2017) - PSC DOCKET NO. 17-1208
-

Commission to consider:

- [Application](#)
- [Staff Memorandum](#) recommending Commission take no action.

4. IN THE MATTER OF THE APPLICATION OF DELMARVA POWER AND LIGHT COMPANY FOR APPROVAL OF QUALIFIED FUEL CELL PROVIDER PROJECT TARIFF (FILED DECEMBER 20, 2017) - PSC DOCKET NO. 17-1222
-

Commission to consider:

- [Application](#)
- [Staff Memorandum](#)
- [Proposed Order No. 9169](#) which would approve Delmarva Power & Light Company's AFCEP-RC Compliance filing for the February 2018 rate.

IV. REGULAR AGENDA:

1. IN THE MATTER OF THE ESTABLISHMENT OF THE ANNUAL MOTOR VEHICLE DEALERS ASSESSMENT FOR 2018 (FILED JANUARY 3, 2018) - PSC DOCKET NO. 18-0004
-

Commission to consider:

- [Staff Memorandum](#)
- [Proposed Order No. 9168](#) which would establish the annual new motor vehicle dealer's assessment for the year 2018.

2. IN THE MATTER OF THE ADOPTION OF RULES AND PROCEDURES TO IMPLEMENT THE RENEWABLE ENERGY PORTFOLIO STANDARDS ACT, 26 DEL. C. §§ 351-363, AS APPLIED TO RETAIL ELECTRICITY SUPPLIERS (OPENED AUGUST 23, 2005; REOPENED SEPTEMBER 4, 2007; AUGUST 5, 2008; SEPTEMBER 22, 2009; AUGUST 17, 2010; SEPTEMBER 6, 2011, SEPTEMBER 18, 2012; FEBRUARY 2, 2017) - PSC REGULATION DOCKET NO. 56
-

Commission to consider:

- [Proposed Order No. 9016](#) which would republish proposed regulation, issue notice of rule-making and set comment period.

3. IN THE MATTER OF THE APPLICATION OF TIDEWATER UTILITIES, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICES PURSUANT TO 26 DEL. C. §203C ("LANDS OF R&K PARTNERS") (FILED NOVEMBER 29, 2017) - PSC DOCKET NO. 17-1163
-

Commission to consider:

- [Proposed Order No. 9167](#) which would open the docket, assign a Hearing Examiner, approve the form of public notice, and extend the time period for Commission action on the application by 30 days.

4. IN THE MATTER OF THE APPLICATION OF DELMARVA POWER & LIGHT COMPANY FOR APPROVAL TO ISSUE UP TO \$350 MILLION OF DEBT SECURITIES (FILED NOVEMBER 16, 2017) PSC DOCKET NO. 17-1205
-

Commission to consider:

- [Application](#)
- [Staff Memorandum](#)
- [Proposed Order No. 9155](#) approving Delmarva Power & Light's request to issue up to \$350 million of debt securities.

- *5. IN THE MATTER OF APPLICATION OF DIAMOND STATE SUSTAINABILTY CORPORATION FOR APPROVAL TO BEGIN THE BUSINESS OF PROVIDING WASTEWATER PUBLIC UTILITY SERVICE IN THE STATE OF DELAWARE PURSUANT TO 26 DEL. C. § 203A AND FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WASTEWATER SERVICES TO THE EXISTING DEVELOPMENT OF COUNTRY GLEN II LOCATED EAST OF THE TOWN OF BRIDGEVILLE, SUSSEX COUNTY, DELAWARE PURSUANT TO 26 DEL. C. § 203D (SUBMITTED JUNE 2, 2017; FILED NOVEMBER 17, 2017) - ("COUNTRY GLENN II") PSC DOCKET NO. 17-0414
-

Commission to consider:

- Application (PREVIOUSLY SENT)
- [Staff Memorandum](#)
- [Proposed Order No. 9163](#) which would grant Diamond State Sustainability Corporation's approval to begin the business of providing wastewater public utility service in the State of Delaware and for a request for a Certificate of Public Convenience and Necessity to provide wastewater service to the community of Country Glen II, located in Bridgeville, Sussex County, Delaware and approving [proposed tariff](#).

***NOTE: THIS ITEM WAS ADDED TO THE AGENDA AFTER THE INITIAL POSTING DATE DUE TO ADMINISTRATIVE ERROR.**

6. IN THE MATTER OF THE REGULATORY IMPACT OF THE TAX CUTS AND JOBS ACT OF 2017 ON RATE REGULATED UTILITIES AND CUSTOMERS (FILED DECEMBER 28, 2017) - PSC DOCKET NO. 17-1239
-

Commission to consider:

- [Staff Petition](#)
- [Proposed Order No. 9164](#) which would grant Staff's Petition and order all rate regulated utilities to file application with the Commission addressing the impacts of the new Tax Cuts and Jobs Act of 2017.

7. IN THE MATTER OF THE PETITION OF DELAWARE DIVISION OF THE PUBLIC ADVOCATE TO REDUCE THE RATES OF REGULATED UTILITIES AS A RESULT OF THE TAX CUTS AND JOBS ACT OF 2017'S REDUCTION IN CORPORATE INCOME TAXES AND OTHER TAX CHANGES. (FILED DECEMBER 28, 2017) - PSC DOCKET NO. 17-1240
-

Commission to consider:

- [DPA Petition](#)
- [Proposed Order No. 9166](#) granting the Delaware Public Advocate's Petition to reduce the rates of regulated utilities as a result of the Tax Cuts and Jobs Act of 2017.

V. HEARING SCHEDULE:

VI. PUBLIC COMMENT:

V. DIRECTOR'S COMMENTS:

- Public Comment Sessions, PSC Docket No. 17-1094, Delmarva Power & Light Company, Plug In Vehicle Charging, Tuesday, January 16, 2018, Gilliam Building Multi-Purpose Room, 67 Reads Way, New Castle, DE; January 17, 2018, Dover office; January 18, 2018, Indian River Senior Center, 214 Irons Ave., Millsboro, DE.
- February 1, 2018 next Commission meeting.

N O T I C E

Pursuant to 29 Del. C. §10004(e) (2), this Agenda may be changed to include additional items including executive sessions or to delete items that arise at the time of the Commission meeting.

Commission Staff or other parties may provide the Commission with Proposed Orders to help expedite the administrative process; however, the Commission will consider each Agenda item independently, determine any appropriate actions and may approve, revise or reject any Proposed Orders consistent with the Commission's determination.

During the Meeting, an executive session closed to the public may be called for certain purposes, including, but not limited to, strategy sessions to discuss pending or potential litigation, discussions of confidential documents, and certain personnel matters.

Items marked with an "***" were added following the initial Agenda posting. An explanation for their addition to the Agenda is included following the description of the particular item.

Interested persons should contact the Commission at 1-800-282-8574 (within Delaware) for information or questions about the Agenda. The Agenda may also be viewed, after posting, at the Commission's Internet website found at dep.sc.delaware.gov.